IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

WEDNESDAY, THE 28TH FEBRUARY 2007 / 9TH PHALGUNA 1928

WP(C).No. 6610 of 2007(J)

PETITIONER:

K.S.VIJAYAKUMAR, MULLAKKAL VEEDU,
KOTTUKAL P.O., NOW RESIDING AT KOPPRAPURA VEEDU,
KUNNU VILA, THOZHUKKAL, NEYYATTINKARA.

BY ADV. SRI.BABU CHERUKARA
SRI.P.SUKUMARAN NAIR
SRI.P.JOSHY JOSE
SMT.ROSAMMA MATHEW
SRI.S.RUSSEL
SRI.V.R.ARUN

RESPONDENTS:

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1. THE GENERAL MANAGER,
STATE BANK OF TRAVANCORE, THIRUVANANTHAPURAM.

2. THE BRANCH MANAGER,
STATE BANK OF TRAVANCORE, BALARAMAPURAM BRANCH,
BALARAMAPURAM P.O.

BY ADV.SRI.SAJI VARGHESE.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 28/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

THOTTATHIL B. RADHAKRISHNAN, J.

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WP(C).No. 6610 OF 2007-J

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Dated this the 28th day of February, 2007.

JUDGMENT

In execution of a court decree, the respondent Bank purchased the property of the petitioner on 10-10-1995. The petitioner judgment-debtor, in 2007 seeks issuance of a writ to compel the Bank to return the property to the petitioner after receiving the amounts due under the decree and on any other further term. Though he points out a case of having been bed-ridden for some time, in my considered view, the relief sought for is beyond any pale of equity or justice. Faced with this situation, the learned counsel for the petitioner seeks leave to withdraw this writ petition. Leave is granted. Writ petition is dismissed as withdrawn.

THOTTATHIL B. RADHAKRISHNAN,
JUDGE.

Sha/-